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#### CHAPTER 16

#### COMMERCE COMMISSION AND PUBLIC DEFENSE

## H. F. 334

AN ACT appropriating funds to the Iowa state commerce commission and the department of public defense and providing for the deposit of receipts of such departments in the general fund of the state.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1975 and ending June 30, 1976 the following sums, or so much thereof as may be necessary, to be used by the following agencies for the purposes designated:

1975-76

1975-76 Fiscal Year

•	_	10001 1001
7 8	1. Iowa state commerce commission a. General administration	-
9	(1) For salaries	\$243 002
10	(2) For support, maintenance, and miscellaneous purpose	s 59.417
11	b. Warehouse division	
12	(1) For salaries	217,261
13	(2) For support, maintenance, and miscellaneous purpose	s 43,790
14	c. Utilities division	
15	(1) For salaries	864,599
16	(2) For support, maintenance, and miscellaneous purpose	s 219,759
17	2. DEPARTMENT OF PUBLIC DEFENSE	
18	a. Military division	-00 100
19	(1) For salaries	
20	(2) For support, maintenance, and miscellaneous purpose	s 796,422
21	b. Civil defense division	F7 000
$\frac{22}{22}$	(1) For salaries	57,828
23	(2) For support, maintenance, and miscenaneous purpose	s 40,087

\*[Sec. 2. Notwithstanding the provisions of section eight point thirty-nine (8.39) of the Code, there shall be no transfer of funds appropriated by this Act between categories or line items provided by this Act.l

SEC. 3. Section twenty-nine A point fifty-eight (29A.58), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

The armory board as lessor or sublessor may, for a term not to exceed twenty years, lease property under the control of the board for purposes other than armory or military use when the leasing does not interfere with the use of such property for military purposes. The rental proceeds thereof shall be paid to the adjutant general for deposit into funds appropriated for the support and maintenance of the national guard the general fund of the state.

SEC. 4. Section four hundred eighty-nine point four (489.4), Code 1975, is amended to read as follows:

489.4 Franchise—hearing. The commission shall consider said petition and any objections filed thereto in the manner hereinafter provided. It shall examine the proposed route or cause any engineer selected by it to do so. If a hearing is held on the petition it may hear such testimony as may aid it in determining the propriety of granting such franchise. It may grant such franchise in whole or in part upon such terms, conditions, and restrictions, and with such modifications as

<sup>\*</sup>See item veto message, page 26

- 10 to location and route as may seem to it just and proper. Before granting such franchise, the commission shall make a finding that the pro-11 12 posed line or lines are necessary to serve a public use and represents a 13 reasonable relationship to an overall plan of transmitting electricity in 14 the public interest. No franchise shall become effective until the peti-15 tioners shall pay, or file an agreement to pay, all costs and expenses of 16 the franchise proceeding, whether or not objections are filed, including 17 costs of inspections or examinations of the route, hearing, salaries, publishing of notice, and any other expenses reasonably attributable thereto. The funds received for the costs and the expenses of the 18 19 franchise proceeding shall be remitted to the treasurer of state for 20 21 deposit in the general fund of the state.
  - SEC. 5. Notwithstanding the provisions of section eight point thirty-three (8.33) of the Code, all unencumbered or unobligated balances of appropriations made by this Act for the fiscal year beginning July 1, 1975 and ending June 30, 1976 shall revert to the general fund on August 31, 1976. In all other respects the provisions of section eight point thirty-three (8.33) of the Code shall apply to this Act. 6
  - 1 All federal grants to and the federal receipts of the agencies appropriated funds under this Act are appropriated for the purposes set forth in such federal grants or receipts.
- \*Approved April 28, 1975 except the item designated as Sec. 2 herein which is delineated with my reasons therefor in my veto message delivered to the Secretary of State this same date, the original of which is attached hereto, which I hereby disapprove.

s/ Robert D. Ray, Governor

See Welden v. Rav. NW 2d

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## CHAPTER 17

# CONSERVATION COMMISSION

S. F. 506

AN ACT making an appropriation to the state conservation commission and divisions of the commission.

Be It Enacted by the General Assembly of the State of Iowa:

SECTION 1. There is appropriated from the general fund of the state and the funds indicated to the state conservation commission and its divisions for the fiscal year beginning July 1, 1975 and ending June 30, 1976 the following amounts, or so much thereof as may be necessary, to be used for the following purposes:

1975-1976 Fiscal Year

1. DIVISION OF LANDS AND WATERS For deposit in the state conservation fund from the general fund of the state for salaries, support, maintenance, equipment and miscellaneous purposes of the division, maintenance of state parks, waters, and forests, prison labor programs and including not more than eight hundred eighty-three thousand two hundred fifteen (883,215) dollars which shall be available for the administration fund from the state conservation fund in compliance with the provisions of section one hundred seven point seventeen (107.17) of the Code.....\$3,071,037